

E-File: October 1, 2009

James I. Stang, Esq. (CA Bar No. 94435)  
 Shirley S. Cho, Esq. (CA Bar No. 192616)  
 Werner Disse, Esq. (CA Bar No. 143458)  
 Pachulski Stang Ziehl & Jones LLP  
 10100 Santa Monica Blvd., 11th Floor  
 Los Angeles, California 90067-4100  
 Telephone: 310/277-6910  
 Facsimile: 310/201-0760  
 Email: jstang@pszjlaw.com  
 scho@pszjlaw.com  
 wdisse@pszjlaw.com

Zachariah Larson, Esq. (NV Bar No. 7787)  
 LARSON & STEPHENS  
 810 S. Casino Center Blvd., Ste. 104  
 Las Vegas, NV 89101  
 Telephone: 702/382.1170  
 Facsimile: 702/382.1169  
 Email: zlarson@lslawnv.com  
 Attorneys for Debtors and  
 Debtors in Possession

**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF NEVADA**

In re:

THE RHODES COMPANIES, LLC, aka  
 "Rhodes Homes, et al.,<sup>1</sup>

Debtors.

Case No.: BK-S-09-14814-LBR  
 (Jointly Administered)

Chapter 11

Affects:

<sup>1</sup> The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

<input checked="" type="checkbox"/>	All Debtors
<input type="checkbox"/>	Affects the following Debtor(s)

### CERTIFICATE OF SERVICE

1. On the 1<sup>st</sup> day of October 2009, I served the following document(s) (specify):

a. **NOTICE OF ENTRY OF ORDER CONTINUING DEBTORS' OMNIBUS OBJECTION TO INTERNAL REVENUE SERVICE CLAIMS PURSUATN TO SECTION 502(B) OF THE BANKRUPTCY CODE, BANKRUPTCY RULES 3003 AND 3007 AND APPROVING STIPULATION THEREON (RE DOCKET NOS. 357 AND 523) [DOCKET 540]**

2. I served the above-named document(s) by the following means to the persons as listed below:

*(check all that apply)*

■ a. **ECF System** *(You must attach the "Notice of Electronic Filing", or list all persons and addresses and attach additional paper if necessary)*

**09-14814-lbr Notice will be electronically mailed to:**

BRETT A. AXELROD on behalf of Creditor SAGEBRUSH ENTERPRISES, INC.  
lvecffilings@gtlaw.com,  
axelrodb@gtlaw.com;koisp@gtlaw.com;dittrichr@gtlaw.com;lvlitdock@gtlaw.com

SHIRLEY S. CHO on behalf of Debtor THE RHODES COMPANIES, LLC  
scho@pszjlaw.com

JANET L. CHUBB on behalf of Creditor COMMERCE ASSOCIATES, LLC  
tbw@jonesvargas.com

DAVID A. COLVIN on behalf of Creditor DANA KEPNER COMPANIES, LLC  
mwalters@marquisaurbach.com,  
dcolvin@marquisaurbach.com;kgallegos@marquisaurbach.com;tszostek@marquisaurbach.com

RICHARD I. DREITZER on behalf of Creditor Inc. Integrity Masonry  
richard.dreitzer@bullivant.com

REW R. GOODENOW on behalf of Creditor CREDITORS COMMITTEE  
ecf@parsonsbehle.com

KIRBY C. GRUCHOW on behalf of Creditor NEVADA POWER COMPANY  
hkelley@leachjohnson.com

ROBERT R. KINAS on behalf of Creditor CATERPILLAR FINANCIAL SERVICES CORPORATION

rkinas@swlaw.com,  
jmath@swlaw.com;mfull@swlaw.com;cdossier@swlaw.com;lvdocket@mindspring.

com;vcampbell@swlaw.com;nbaig@swlaw.com

BART K. LARSEN on behalf of Creditor Reef Colonial, LLC  
blarsen@lawrosen.com, jierien@lawrosen.com;msoderquist@lawrosen.com

ZACHARIAH LARSON on behalf of Debtor APACHE FRAMING, LLC  
ecf@lslawnv.com,  
susans@lslawnv.com;laurar@lslawnv.com;overflow@lslawnv.com

NILE LEATHAM on behalf of Creditor STEERING COMMITTEE OF SENIOR  
SECURED LENDERS  
nleatham@klnevada.com, ckishi@klnevada.com;bankruptcy@klnevada.com

CHARLES M. LITT on behalf of Creditor THE PRESERVE AT ELKHORN  
SPRINGS HOMEOWNERS ASSOCIATION, INC.  
rblack@feinberggrant.com, efilings@hotmail.com

EDWARD M. MCDONALD on behalf of U.S. Trustee U.S. TRUSTEE - LV - 11  
edward.m.mcdonald@usdoj.gov

JEFFREY D. OLSTER on behalf of Creditor HARSCH INVESTMENT  
PROPERTIES - NEVADA, LLC  
olster@lbbslaw.com, gjovig@lbbslaw.com;gwhited@lbbslaw.com

MARK R. SOMERSTEIN on behalf of Creditor WELLS FARGO BANK, N.A.  
mark.somerstein@ropesgray.com

JEFFREY R. SYLVESTER on behalf of Creditor CREDIT SUISSE, CAYMAN  
ISLANDS BRANCH  
jeff@sylvesterpolednak.com

TIMOTHY P. THOMAS on behalf of Creditor STEERING COMMITTEE OF  
SENIOR SECURED LENDERS  
tthomas@klnevada.com, bankruptcy@klnevada.com;dhoule@klnevada.com

U.S. TRUSTEE - LV - 11  
USTPRegion17.lv.ecf@usdoj.gov

DONALD H. WILLIAMS on behalf of Creditor Westar Kitchen & Bath, LLC  
DonaldHWilliamsLaw@gmail.com, taylorsellers@gmail.com

☒ **b. United States mail, postage fully prepaid**  
*(List persons and addresses. Attach additional paper if necessary)*

**SEE ATTACHED SERVICE LIST**

☐ **c. Personal Service** *(List persons and addresses. Attach additional paper if necessary)*

I personally delivered the document(s) to the persons at these addresses:

LARSON & STEPHENS  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
Tel: (702) 382-1170 Fax: (702) 382-1169

☐ For a party represented by an attorney, delivery was made by handing the document(s) at the attorney's office with a clerk or other person in charge, or if no one is in charge by leaving the document(s) in a conspicuous place in the office.

☐ For a party, delivery was made by handling the document(s) to the party or by leaving the document(s) at the person's dwelling house or usual place of abode with someone of suitable age and discretion residing there.

☐ **d. By direct email (as opposed to through the ECF System)**  
*(List persons and email addresses. Attach additional paper if necessary)*

Based upon the written agreement of the parties to accept service by email or a court order, I caused the document(s) to be sent to the persons at the email addresses listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

☐ **e. By fax transmission**  
*(List persons and fax numbers. Attach additional paper if necessary)*

Based upon the written agreement of the parties to accept service by fax transmission or a court order, I faxed the document(s) to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission is attached.

☐ **f. By messenger (List persons and addresses. Attach additional paper if necessary)**

I served the document(s) by placing them in an envelope or package addressed to the persons at the addresses listed below and providing them to a messenger for service. *(A declaration by the messenger must be attached to this Certificate of Service)*

☐ **g. By overnight delivery.**

By sending by FEDERAL EXPRESS (standard next day delivery) to the addressee(s) as indicated on the attached list

**I declare under penalty of perjury that the foregoing is true and correct.**

Signed on (date): October 1, 2009

Sophia L. Lee  
 (Name of Declarant)

  
 (Signature of Declarant)

LARSON & STEPHENS  
 810 S. Casino Center Blvd., Suite 104  
 Las Vegas, Nevada 89101  
 Tel: (702) 382-1170 Fax: (702) 382-1169

**RHODES SERVICE LIST**

Virginia Cronan Lowe, Esq.  
Trial Attorney, Tax Division  
U.S. Department of Justice  
950 Pennsylvania Ave.  
Washington, D.C. 20530-0001

**Office of the United States Trustee**

Attn: August B. Landis  
300 Las Vegas Blvd. South, Suite 4300  
Las Vegas, Nevada 89101  
(Fax) 702 388-6658

The Internal Revenue Service, District Director  
Special Procedures  
Attn: Bankruptcy Unit  
4750 West Oakey  
Las Vegas, NV 89102

**Counsel to the Official Committee of Unsecured Creditors  
(and Request for Special Notice)**

Rew R. Goodenow  
Karl Y. Olseon  
Parsons Behle & Latimer  
50 West Liberty St., Ste. 750  
Reno, NV 89501

J. Thomas Beckett  
David P. Billings  
Parsons Behle & Latimer  
One Utah Center  
201 South Main Street, Suite 1800  
Salt Lake City, UT 84111

**Counsel to James M. Rhodes and Sagebrush Enterprises, Inc.**

Brett A. Axelrod  
Greenberg Traurig, LLP  
3773 Howard Hughes Parkway  
Suite 400 North  
Las Vegas, NV 89169

**Counsel to The Steering Committee of 1<sup>st</sup> Lien Lenders**

Ira Dizengoff and Phillip Dublin  
AKIN GUMP STRAUSS HAUER & FELD LLP  
One Bryant Park  
New York, NY 10036

LARSON & STEPHENS  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
Tel: (702) 382-1170 Fax: (702) 382-1169

Nile Leatham  
Timothy P. Thomas, Esq.  
KOLESAR & LEATHAM  
Wells Fargo Financial Center  
3320 W. Sahara Ave.  
Las Vegas, NV 89102

**Counsel to the Administrative Agent for the Second Lien Lenders**

Mark Somerstein  
Don Demakis  
Ben Schneider  
Ropes & Gray LLP  
1211 Avenue of the Americas  
New York, NY 10036

**Administrative Agent to the First Lien Lenders**

CREDIT SUISSE LOAN FUNDING LLC  
Attn: Tom Lynch  
Eleven Madison Avenue, 9th Floor  
New York NY 10010

**Administrative Agent to the Second Lien Lenders**

Wells Fargo Bank, National Association  
Attn: David Bergstrom  
625 Marquette Ave.  
Mac N9311-110  
Minneapolis, MN 55479

**Counsel to the Administrative Agent for the First Lien Lenders**

Van C. Durrer II  
Ramon M. Naguiat  
Skadden, Arps, Slate, Meagher & Flom LLP  
300 South Grand Avenue, #3400  
Los Angeles, CA 90071-3144

Jeffrey R. Sylvester, Esq.  
James B. MacRobie, Esq.  
Sylvester & Polednak, Ltd.  
7371 Prairie Falcon Rd., Ste. 120  
Las Vegas, NV 89128

**Request For Special Notice**

**Counsel to Commerce Associates LLC**

Janet L. Chubb, Esq.  
Michael E. Buckley, Esq.  
JONES VARGAS  
100 West Liberty Street, 12th Floor  
P.O. Box 281  
Reno, NV 89504-0281

1 Ms. Janine Guthrie  
2 1225 Monterey Street  
3 Redlands, CA 92373

4 **Counsel to Claimant Westar Kitchen & Bath, LLC**

5 Donald H. Williams, Esq.  
6 Williams & Wiese  
7 612 South Tenth Street  
8 Las Vegas, NV 89101

9 **Counsel for Creditor Integrity Masonry, Inc.**

10 Richard I. Dreitzer, Esq.  
11 Bullivant Houser Bailey PC  
12 3980 Howard Hughes Pkwy., Ste. 550  
13 Las Vegas, NV 89169

14 **Counsel for Reef Colonial, LLC**

15 Bart K. Larsen, Esq.  
16 6725 Via Austi Parkway, Ste. 200  
17 Las Vegas, NV 89119

18 **Counsel for Caterpillar Financial Services Corporation**

19 Robert R. Kinas, Esq.  
20 Claire Y. Dossier, Esq.  
21 Nishat Baig, Esq.  
22 Snell & Wilmer, LLP  
23 3883 Howard Hughes Parkway, Ste. 1100  
24 Las Vegas, NV 89169

25 **Counsel for Creditor Stanley Consultants, Inc.**

26 Janiece S. Marshall, Esq.  
27 Anderson, McPharlin & Conners LLP  
28 777 North Rainbow Blvd., Ste. 145  
Las Vegas, NV 89107

**Counsel for Lloyd's of London**

Mitoshi H. Fujio-White, Esq.  
BOORNAZIAN, JENSEN & GARTHE  
555 12th St., Suite 1800  
Oakland, CA 94607

**Insurance Company**

Randall D. Patterson  
LEXINGTON INSURANCE  
100 Summer Street  
Boston, MA 02110-2135

**Counsel for Clark County**

Philip S. Gerson, Esq.  
Olson, Cannon, Gormley & Desruisseaux  
9950 West Cheyenne Avenue  
Las Vegas, NV 89129

LARSON & STEPHENS  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
Tel: (702) 382-1170 Fax: (702) 382-1169